

**United States**  
**Department of the Interior**  
**Bureau of Land Management**

*Miles City Field Office*

**Badland Allotment**  
**Grazing Transfer**

Environmental Assessment (EA)  
DOI-BLM-MT-C020-2013-0137-EA

*For Further Information Please Contact:*

Bureau of Land Management  
Miles City Field Office  
111 Garryowen Road  
Miles City, Montana 59301  
406-233-2800

BLM



**PROPOSED ACTION:** The proposed action is to transfer the grazing preference for the Badland Allotment (#00810) and issue a grazing permit for a ten year term (March 01, 2013 through February 28, 2023). The grazing permit would be issued as follows:

GR# 2502294

Allotment	Livestock Number	Livestock Kind	Grazing Begin	Period End	%PL	Type Use	AUMs
Badland Allot (#00810)	30	Cattle	07/01	08/26	100	Active	56

Total Active AUMs: 56

### **Terms and Conditions**

- Grazing is on a set season and numbers.
- Supplemental feed (includes salting) will not be placed within on quarter of a mile from livestock watering facilities, riparian zones, hardwood draws or wetlands. Supplemental feeds, defined as feed that provides for improved livestock nutrition or rangeland management, but does not replace forage available for public land. When used livestock supplement should be placed on ridges or terraces.
- Temporary electric fence, livestock supplement (e.g., salt, protein block) placement, riding, and herding are encouraged and, if warranted, may be required as a means of improving livestock distribution.



# United States Department of the Interior



## BUREAU OF LAND MANAGEMENT

Miles City Field Office

111 Garryowen Road

Miles City, Montana 59301-7000

[www.blm.gov/mt](http://www.blm.gov/mt)

In Reply Refer To:  
4100 (MTC021)  
GR# 2502294

September 9, 2013

Clyde & Tina Crawford  
P.O. Box 938  
Baker, MT 59313

Mail No: 70113500000345174078  
Return Receipt Requested

## NOTICE OF PROPOSED DECISION

### BACKGROUND

The Badland Allotment (#00810) is located approximately 13 miles northeast of Baker, Montana in Fallon County. The Badland Allotment consists of 640 acres of BLM administered lands containing 56 AUMs of authorized active use and 640 acres of private lands.

The allotment was assessed for and met Land Health Standards in 1999.

Clyde and Tina Crawford have submitted to the Miles City BLM Field Office a deed showing control of the base property associated with this allotment and all other required forms have been submitted and accepted by the Miles City Field Office.

In April 2013, a Miles City Field Office BLM interdisciplinary team initiated an Environmental Assessment (MT-C020-2013-0137-EA) to analyze the issuance of the grazing permit to Clyde and Tina Crawford for the above mentioned allotment. A Finding of No Significant Impact (FONSI) was signed by the authorized officer on July 1, 2013.

### PROPOSED DECISION

Therefore, it is my proposed decision to issue a grazing permit, which will authorize the grazing of the Badland Allotment (#00810) to Clyde and Tina Crawford. The permit will be issued from March 1, 2013 through February 28, 2023. The permit will be issued as follows:

GR# 2502294

Badland Allotment #00810	Livestock Number	Livestock Kind	Grazing Begin	Period End	%PL	Type Use	AUMs
Badland	30	Cattle	7/01	8/26	100	Active	56

Total active AUMs: 56 AUMs

### Terms and Conditions:

Grazing is on a set season and numbers.

Supplemental feed (includes salting) will not be placed within one quarter of a mile from livestock watering

facilities, riparian zones, hardwood draws or wetlands. Supplemental feed defined as feed that provides for improved livestock nutrition or rangeland management, but does not replace forage available for public land. When used, livestock supplement should be placed on ridges or terraces. Temporary electric fence, livestock supplement (e.g., salt, protein block) placement, riding, and herding are encouraged and, if warranted, may be required as a means of improving livestock distribution.

## **RATIONALE**

The issuance of the grazing permit is provided through a deed showing control of the base property for this allotment being submitted to the BLM. The deed contains the legal descriptions of the base property associated with this allotment.

Upon receiving all forms, the Miles City BLM Field Office interdisciplinary team initiated an Environmental Assessment (MT-C020-2013-0137-EA) to analyze the issuance of the grazing permit for the allotment. The Finding of No Significant Impact (FONSI) was signed by the authorized officer on July 1, 2013. Existing information indicates the allotment is meeting the Standards for Rangeland Health (43 CFR 4180).

The BLM determined that Clyde and Tina Crawford meet the qualifications to be an applicant to hold the grazing permit. The issuance of the permit complies with 43 CFR §4110.1, 4110.2-1, and 4110.2-2.

## **AUTHORITY**

The following sections of the Code of Federal Regulations, Chapter 43, provide authority for the actions proposed in this grazing decision. The language of the cited sections can be found at a library designated as a federal depository or at the following web address:

[http://www.blm.gov/style/medialib/blm/wo/Information\\_Resources\\_Management/policy/im\\_attachments/2007.Par.69047.File.dat/IM2007-137\\_att1.pdf](http://www.blm.gov/style/medialib/blm/wo/Information_Resources_Management/policy/im_attachments/2007.Par.69047.File.dat/IM2007-137_att1.pdf)

**§4110.1 Mandatory qualifications**

**§4110.2-1 Base property.**

**§4110.2-2 Specifying permitted use.**

**§4130.2 Grazing permits or leases**

**§ 4120.2 Allotment management plans and resource activity plans.**

**§ 4120.3–2 Cooperative range improvement agreements.**

**§4130.3 Terms and conditions**

**§4130.3-1 Mandatory terms and conditions**

**§4130.3-2 Other terms and conditions**

**§4130.3-3 Modification of permits and leases**

**§4160.1 Proposed decisions**

**§4160.2 Protests**

**§4160.3 Final decisions**

**§4160.4 Appeals**

## **RIGHT OF PROTEST AND APPEAL**

Protest:

Any applicant, permittee, lessee, or other affected interest may protest a proposed decision under Sec. 43 CFR§4160.1. Any protest shall be made in person or in writing within 15 days after receipt of this proposed decision to:

Todd D. Yeager, Field Manager  
Bureau of Land Management, Miles City Field Office  
111 Garryowen Road  
Miles City, MT 59301

The protest, if filed, should clearly and concisely state the reason(s) why the proposed decision is in error. In the absence of a protest, the proposed decision will become my final decision without further notice (43 CFR 4160.3(a)). A written protest electronically transmitted (e.g., email, facsimile, or social media) will not be accepted as a protest. A written protest must be on paper.

**Appeal:**

Any applicant, permittee, lessee, or other person whose interest is adversely affected by the final decision may file an appeal in accordance with 43 CFR 4.470 and 43 CFR 4160.4. The appeal may be accompanied by a petition for stay of the decision in accordance with CFR 4.21 and 43 CFR 4.471, pending final determination of an appeal. The BLM does not accept appeals by facsimile or email. The appeal and petition for stay must be filed in the office of the authorized officer, as noted above, within 30 days following receipt of the final decision, or within 30 days after the date the proposed decision becomes final (43 CFR 4160.4). The appeal, or the appeal and petition for stay, must be in writing and delivered in person, via the United States Postal Service mail system, or other common carrier, to the Miles City Field Office as noted above.

The appeal shall state the reasons, clearly and concisely, why the appellant thinks the final decision is in error and otherwise comply with the provisions of 43 CFR 4.470, which is available from the BLM office for your use in a BLM office. In accordance with 43 CFR§4.21(b) (1), a petition for stay, if filed, must show sufficient justification based on the following standards:

- 1) The relative harm to the parties if the stay is granted or denied.
- 2) The likelihood of the appellant's success on the merits.
- 3) The likelihood of immediate and irreparable harm if the stay is not granted.
- 4) Whether the public interest favors granting the stay.

**ENCLOSURES FOR REPLY**

Find enclosed two copies of your grazing permit. Please sign both copies and promptly return them both to the Miles City Field Office. Once officially signed by the authorized officer, you will be provided with a signed copy for your records.

Also enclosed is a copy of your BLM allotment map. Review the enclosed map and notify this office of any inaccuracies. Please mark fenceline locations and return the edited map to the office.

If you have any questions on this document please contact Kirk Anderson, Rangeland Management Specialist, at (406) 233-3140 or Reyer Rens, Supervisory Rangeland Management Specialist, at (406) 233-2866.

Sincerely,



Todd D. Yeager  
Field Manager

**Enclosed:**

- 1) BLM Grazing Permit (2 copies: please sign and return to the Miles City Field Office)
- 2) Allotment Map

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